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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL E. MOORE and DIANE M.
ROONEY, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

CHASE BANK USA, N.A.,

Defendant.

Case No. CV 09-0348-MMC

[Assigned to the Hon. Maxine M. Chesney]

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE**

AND ORDER THEREON

WHEREAS, on February 9, 2009, Plaintiffs filed a First Amended Class Action
Complaint (the "Amended Complaint");

WHEREAS, multiple similar putative class actions are currently pending in this
District and in other federal district courts around the country and a Motion for Transfer and
Coordination pursuant to 28 U.S.C. § 1407 (the "MDL Motion") has been filed with the Judicial
Panel on Multidistrict Litigation (the "JPML") and docketed as In Re: Chase Bank USA, N.A.,
"Check Loan" Contract Litigation, MDL No. 2032;

WHEREAS, in light of the pending MDL Motion, the parties filed a Stipulation

1 and [Proposed] Order to Extend Times on March 16, 2009 (Docket No. 15);

2 WHEREAS, the Court issued an Order on March 20, 2009: (a) continuing the
3 initial Case Management Conference from May 8, 2009 to June 26, 2009; and (b) extending the
4 time for Defendant Chase Bank USA, N.A. to respond to the Amended Complaint until: (i) in the
5 event the MDL Motion is granted, at such time as may be ordered by the MDL transferee judge;
6 or (ii) in the event the MDL Motion is denied, 10 days after such denial (Docket No. 18);

7 WHEREAS, the JPML held a hearing on the MDL Motion on May 27, 2009, and
8 the parties expect a decision from the JPML soon which will coordinate all the multiple similar
9 actions;

10 WHEREAS, in light of the foregoing, the parties have agreed to further continue
11 the initial Case Management Conference and corresponding deadlines set by the Court in its
12 Initial Case Management Order, as it appears likely that that this action will be transferred to
13 another District for pre-trial purposes;

14 WHEREAS, pursuant to Local Rules 6-1(b) and 6-2, the parties may request by
15 stipulation an order altering dates and deadlines previously fixed by the Court;

16 WHEREAS, the parties previously stipulated, without Court order, to an extension
17 of the time in which Chase must respond to the Amended Complaint, and the Court has further
18 Ordered the extension of certain times, as set forth above (*See* Docket No. 18);

19 WHEREAS, the time modifications requested herein will alter dates and deadlines
20 set by the Court; and

21 WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

22 IT IS HEREBY STIPULATED, by and between the parties, through their
23 respective counsel of record, that:

24 The initial Case Management Conference in this case is continued from June 26,
25 2009 until August 21, 2009. All corresponding deadlines set by the Court in its Initial Case
26 Management Order are continued accordingly.

27 IT IS SO STIPULATED.
28

1 Dated: June 9, 2009

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Stephen J. Newman
David W. Moon
A. R. Kachadoorian

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6 By: /s/ Stephen J. Newman
Stephen J. Newman

7 Attorneys for Defendant
8 Chase Bank USA, N.A.

9 Dated: June 9, 2009

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11
12 By: /s/ Michael W. Sobol
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14 Attorneys for Plaintiffs
15 Michael E. Moore and Diane M. Rooney
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ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: June 10, 2009


The Honorable Maxine M. Chesney
United States District Judge